

HOUSE BILL 4077

By Fitzhugh

AN ACT to amend Tennessee Code Annotated, Title 67,
Chapter 6, relative to taxation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 67-6-507(h), is amended by deleting subdivision (1) in its entirety and by substituting instead the following:

(1) A hotel, motel, college, university, hospital or long term care facility may take as a credit against any liability to the department for sales or use tax, that amount of sales, tax paid to the vendor of telecommunication services, when such hotel, motel, college, university, hospital or long term care facility has subsequently resold such service and collected the sales tax thereon.

SECTION 2. Tennessee Code Annotated, Title 67-6-507(h), is amended by deleting subdivision (3) in its entirety and by substituting instead the following:

(3) The credit may only be taken if such hotel, motel, college, university, hospital or long term care facility maintains accurate records that show the portion of telecommunication services used and the portion resold.

SECTION 3. This act shall take effect July 1, 2008, the public welfare requiring it.